Attorney Docket No.: Q94204

AMENDMENT UNDER 37 C.F.R. § 1.114(c)

U.S. Application No.: 10/574,563

REMARKS

In the present Amendment, Claim 3 has been amended to delete formula (5-1); to delete "O, S, S(=O), SO₂ OR Si(\mathbb{R}^3)(\mathbb{R}^4), N(\mathbb{R}^5)" from the definition of A¹; and to replace the expression "substituents may be carried on the benzene ring, and the substituents may be connected mutually to form a ring" with "the compound represented by formula (6-1) may have substituents on the benzene ring in the compound, and the substituents may be connected mutually to form a ring." Claim 8 has been cancelled in view of the amendment to Claim 3. No new matter has been added, and entry of the Amendment is respectfully requested.

Upon entry of the Amendment, Claims 1-3, 5-7 and 9 will be pending, of which Claims 1, 2 and 5-7 are withdrawn from consideration.

Claims 3, 8 and 9 have been objected to for containing elected and non-elected subject matter.

Claim 3 has been objected to on the basis that the term OR in line 3 of the claim should be lower case and the claim is two sentences instead of one sentence.

As noted, the claims have been amended to address the Examiner's concern. Withdrawal of the objections to the claims is requested.

Claim 3 has been rejected under 35 U.S.C. § 112, second paragraph, as being indefinite.

Claim 3 recites that "substituents may be carried on the benzene ring, and the substituents may be connected mutually to form a ring." The Examiner considers that it is unclear which benzene ring the claim is describing and that there is no definition for "carried" in the specification.

Claim 3 as amended recites that the compound represented by formula (6-1) may have substituents on the benzene ring in the compound, and the substituents may be connected mutually to form a ring.

One skilled in the art understands that the benzene ring is those in the compound of formula (6-1) and that the expression "substituents may be carried on the benzene ring" means "the compound represented by formula (6-1) may have substituents on the benzene ring in the compound."

Specifically, the compound of formula (6-1) shown below belongs to that of formula (6) shown below.

$$X^{10}$$
 X^{9}
 A^{6}
 A^{7}
 A^{11}
 A^{1}
 A^{10}
 A^{10}

The expression "substituents may be carried on the benzene ring" at page 36, lines 7-8 of the specification with respect to formula (6-1) corresponds to the expression " Ar^4 , Ar^5 , Ar^6 and Ar^7 may have substituents" at page 29, lines 6-7 of the specification with respect to formula (6).

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Benzene ring (a) and benzene ring (b) in formula (6-1) correspond to Ar⁴ and Ar⁵ in

formula (6), respectively.

In view of the above, the present claims are definite. Reconsideration and withdrawal of

the §112 rejection are respectfully requested.

Allowance is respectfully requested. If any points remain in issue which the Examiner

feels may be best resolved through a personal or telephone interview, the Examiner is kindly

requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account.

Respectfully submitted,

Him then Wanters

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